

IC 20-14-9

Chapter 9. Powers and Duties of Library Services Authorities

IC 20-14-9-1

Application of chapter

Sec. 1. This chapter applies to library services authorities established under IC 20-14-8.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-2

Municipal powers; exception

Sec. 2. A library services authority is a municipal corporation. It may exercise any powers, privileges, or authority exercised or capable of being exercised by a public agency of the state, except that of levying taxes.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-3

Actions; standing

Sec. 3. A library services authority may sue and be sued, and plead and be impleaded.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-4

Provision of library services and facilities

Sec. 4. A library services authority may establish, manage, maintain, and operate the library facilities and provide the library services specified in the joint agreement creating the library services authority.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-5

Chief administrative officer; other employees; interviewing and moving expenses; reimbursement

Sec. 5. (a) A library services authority may:

- (1) employ and delegate duties and responsibilities to a chief administrative officer and any other employees that may be necessary for the performance of the authority's functions; alternatively, the library services authority may provide for a chief administrative officer or other employees by contract with a library participant of the authority, with another organization, institution, or company, with an agency of government, or with an individual;
- (2) fix and pay the compensation of these employees;
- (3) determine their number and prescribe their duties; and
- (4) remove or discharge employees.

(b) In exercising its powers under subsection (a)(1), the board of directors of the library services authority may reimburse:

- (1) candidates for employment for expenses reasonably incurred while interviewing; and

(2) new employees for their reasonable moving expenses.
If the board of directors exercises its authority under this subsection, it shall establish reasonable levels of reimbursement for the purposes of this subsection.

As added by P.L.224-1983, SEC.1. Amended by P.L.54-1983, SEC.15.

IC 20-14-9-6

Purchases

Sec. 6. A library services authority may purchase supplies, materials, and equipment to carry out the powers and duties of the board.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-7

Property

Sec. 7. A library services authority may acquire and hold property, real or personal, by purchase, devise, lease, gift, or otherwise, and sell, exchange, or otherwise dispose of property, real or personal, no longer needed for the purposes of the authority.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-8

Budget; contract for pro rata charges

Sec. 8. (a) The executive committee of the library services authority shall prepare and adopt a budget annually for the operating expenditures of the library services authority and shall calculate the share of that budget to be charged to each participant in the authority according to the pro rata formula in its rules as authorized by the board of directors. This budget shall be submitted to the board of directors for adoption. After adoption of the budget by the board, the board shall submit a contract with the appropriate pro rata charges to each participant at least three (3) months before the fiscal year for which the budget of the participant is to be adopted.

(b) Each participant in the library services authority that signs a contract for pro rata charges in the ensuing fiscal year:

(1) shall include those charges in its budget for the ensuing fiscal year; and

(2) shall provide the necessary funds with which to pay its contractual obligations under its contract with the library services authority.

As added by P.L.224-1983, SEC.1. Amended by P.L.54-1983, SEC.16.

IC 20-14-9-9

Funds; surety bonds; deposit; investment; records

Sec. 9. (a) The library services authority shall deposit, hold, and expend all funds coming into the possession of the library services authority in accordance with IC 5-11.

(b) Any officer or employee of the library services authority who

is authorized to receive or disburse or in any other way handle funds and securities of the authority shall give a corporate surety bond, in an amount specified in the rules, for the faithful performance of his duties and the proper accounting of all money and other property that may come into his hands or under his control. The cost of the bond, including the cost of filing and recording, shall be paid out of funds of the library services authority.

(c) A library services authority may invest excess funds:

- (1) in securities lawfully issued by any municipal corporation;
- or
- (2) in accordance with IC 5-13-9.

However, deposits may not be made in excess of the amount of insurance protection afforded a participant or investor of any of these institutions.

(d) A library services authority may establish any special funds that may be necessary for the purpose of accumulating sufficient money over two (2) or more fiscal years for:

- (1) the purchase of specified real property or major equipment;
- (2) the making of improvements to real property owned by the library services authority; or
- (3) providing fee-based services to members.

Each special fund must be established for a specific purpose and shall be named for that purpose. Any funds accumulated but not expended under this subsection may be transferred and expended for any other legitimate purpose of the authority.

(e) The records of a library services authority are public records. All funds received, unless specifically excluded, are the property of the library services authority receiving them.

As added by P.L.224-1983, SEC.1. Amended by P.L.54-1983, SEC.17; P.L.19-1987, SEC.40.

IC 20-14-9-10

Employee benefits programs; expenditures

Sec. 10. A library services authority may establish and maintain or participate in programs of employee benefits, which may include the lawful disbursement of funds for expenses related to the educational or professional development of an individual employed by the library services authority, including:

- (1) inservice training;
- (2) attending seminars or other special courses of instruction;
- and
- (3) tuition reimbursement;

if the library services authority determines that the expenditures under this section directly benefit the operation of the library facilities or the provision of library services.

As added by P.L.224-1983, SEC.1. Amended by P.L.25-1992, SEC.25.

IC 20-14-9-11

Annual reports to participants

Sec. 11. A library services authority may report annually to each participant in the authority on the budget and expenditures, services rendered, program, plans for development, and any other information that may be appropriate.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-12

Contracts

Sec. 12. A library services authority may enter into all contracts and agreements necessary to the performance of the authority's duties and the execution of its powers under this chapter.

As added by P.L.224-1983, SEC.1.

IC 20-14-9-13

Rates and charges; prepayment

Sec. 13. A library services authority may:

- (1) establish and collect reasonable rates and charges for services rendered to the participants in the authority or others using the services of the authority; and
- (2) require participants in the authority or others using the services of the authority to make prepayments for certain services.

As added by P.L.224-1983, SEC.1. Amended by P.L.54-1983, SEC.18.

IC 20-14-9-14

Participation in certain associations

Sec. 14. A library services authority may join and participate in, through its designated employees or representatives, the meetings and activities of state and national associations of a civic, educational, professional, or governmental nature that have as their purpose the betterment and improvement of library operations.

As added by P.L.224-1983, SEC.1. Amended by P.L.54-1983, SEC.19.

IC 20-14-9-15

Tax exemption

Sec. 15. All property owned by the library services authority and all revenues received by the authority are exempt from taxation for all purposes.

As added by P.L.224-1983, SEC.1.